THE HONOURABLE SRI JUSTICE D.S.RVARMA
AND
THE HONOURABLE SRI JUSTICE D.APPA RAO

TAKEN UP WRIT PETITION No.7927 of 2007

Dated:24.04.2007

Between:

Katta Venkata Ramana Murthy

…Petitioner

And:

The Station House Officer,
III Town Police Station, Kakinada
and others.

…Respondents

THE HONOURABLE SRI JUSTICE D.S.R.VARMA
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TAKEN UP WRIT PETITION No.7927 of 2007

ORAL ORDER: *(per Hon'ble Sri Justice D.S.R.Varma)*

Heard the learned Assistant Government Pleader, representing the learned Advocate General, appearing for the respondents.

2. The telegram dated 12.04.2007 addressed to the Hon'ble the Chief Justice, High Court of Andhra Pradesh, Hyderabad, by one Katta Venkata Ramana Murthy,

Resident of Rayavaram Village, East Godavari District, is the basis for this taken up writ petition.

3. The grievance expressed by the said Ramana Murthy in the said telegram is that on the mid-night of 01.04.2007, his son-Katta Siva Sankar was illegally detained by the Sub-Inspector of Police, III Town Police Station, Kakinada and three constables; that the Sub-Inspector of Police demanded a sum of Rs.20,000/- to release his son and also threatened to kill his son in the lock-up if the said amount is not given to him. Hence, he seeks to do the needful in this regard.

4. In response to the notice, issued by this Court, the first respondent-Sub-Inspector of Police, III Town Police Station, Kakinada, filed counter-affidavit, stating, *inter alia,* that the alleged detenu is shown as accused No.2 in Crime No.47 of 2007 of II Town CCS, Kakinada, registered for the offences under Sections 461 and 380 I.P.C. Pursuant to the registration of the said crime, the alleged detenu was apprehended and was produced before the III Additional Judicial First Class Magistrate, Kakinada, who, inturn, passed orders remanding him to judicial custody. By virtue of the said orders, the alleged detenu is presently lodged in Sub-jail, Kakinada. The other allegations made in the said telegram are specifically denied.

5. Therefore, in the light of the fact that the alleged detenu was already remanded to judicial custody in connection with a crime registered against him, we are of the opinion that the present case does not warrant interference by this Court and the same is liable to be

closed.

6. In the result, the writ petition is closed, at the stage of admission. However, there shall be no order as to costs.

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D.S.R.VARMA, J

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D.APPA RAO, J

24.04.2007
DR